

Annual 47 C.F.R. § 64.2009(e) CPNI Certification Template

EB Docket 06-36

Annual 64.2009(e) CPNI Certification for 2010 covering the prior calendar year 2015

1. Date filed: March 1, 2016
2. Name of company(s) covered by this certification: Antilles Crossing – St. Croix, Inc. and Digicel USA, Inc.
3. Form 499 Filer ID: 0013963624 and 0024979569
4. Name of signatory: David Geary
5. Title of signatory: General Counsel Caribbean
6. Certification:

I, David Geary, certify that I am an officer of the companies named above, and acting as an agent of the companies, that I have personal knowledge that the companies have established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. See 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how the companies' procedures ensure that the companies are in compliance with the requirements (including those mandating the adoption of CPNI procedures, training, recordkeeping, and supervisory review) set forth in section 64.2001 *et seq.* of the Commission's rules.

The companies have not taken actions (*i.e.*, proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year.

The companies have not received customer complaints in the past year concerning the unauthorized release of CPNI.

The companies represent and warrant that the above certification is consistent with 47 C.F.R. § 1.17 which requires truthful and accurate statements to the Commission. The companies also acknowledge that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Signed _____

Attachments:

Accompanying Statement explaining CPNI procedures
Explanation of actions taken against data brokers (if applicable)
Summary of customer complaints (if applicable)

Customer Proprietary Network Information

Purpose

The purpose of these procedures is to protect the confidentiality of proprietary information of carriers, vendors and customers.

Scope

These procedures apply to all personnel of Antilles Crossing – St. Croix, Inc. and Digicel USA, Inc. (collectively, "Digicel or "the Digicel Companies"), including all permanent and temporary employees, their subsidiaries, affiliates, and members of their Board of Directors, as well as their consultants, advisors, and contractors.

Definitions

Customer Proprietary Network Information ("CPNI") means:

(a) Information that relates to the quantity, technical configuration, type, destination, location, and amount of use of a telecommunications service subscribed to by any customer or a telecommunications carrier, and that is made available to the carrier by the customer solely by virtue of the carrier-customer relationship; and

(b) Information contained in the bills pertaining to telephone exchange service or telephone toll service received by a customer of a carrier.

Digicel Service includes one category of service:

(a) Broadband transport over fiber optic cable, and/or

(b) Internet access over fiber optic cable.

Procedures

(a) CPNI may be released to contractors and/or vendors to provision Digicel Service ordered by the customer or to install inside wire, maintain or repair Digicel Service.

(b) CPNI will not be used for the purpose of marketing services, other than by affiliates of the Digicel Companies when marketing Digicel Service to a Digicel customer. The Digicel Companies will not use CPNI in any sales or marketing campaign. The Presidents of the Digicel Companies shall review all outbound marketing campaigns prior to implementation to insure compliance with these procedures.

(c) The web sites of the Digicel Companies will not be used to collect personally identifying information. In particular, the web site will not be used to:

- Track, collect or record any information that can be used to identify an individual visitor at the Digicel web site(s).
- Attempt to create marketing or email address lists from the email we receive.
- Participate in any data mining activities with other vendors.

The Digicel Companies will not release any personally identifiable information to third parties for any reason. Additional information is included in the companies' Acceptable Usage Policy that is included in our Customer Service Agreement.

Destruction of CPNI

Company records including CPNI shall be destroyed when no longer required. Paper records must be shredded. Electronic media shall be given to the Director, Network Operations for destruction.

Compliance

The issue of Confidentiality of information shall be discussed by supervisors with their direct reports and reinforced during periodic company-wide staff meetings. Employees must include "CONFIDENTIAL" on all documents that include CPNI.

It is the responsibility of all employees to comply with these procedures. Any deviation from this policy and its procedures may result in disciplinary action, up to and including termination of employment.

Advice and Counsel

The Presidents of the Digicel Companies shall provide advice and counsel regarding these procedures.

Reference

These procedures are required under Section 222 of the Communications Act of 1934 and Sections 64.2005 to 64.2009 of the Federal Communications Commission's rules.